

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2002-012205

03/21/2007

COMMISSIONER LAWRENCE MARKS

CLERK OF THE COURT
S. Smith
Deputy

000730005700
STATE OF ARIZONA, EX REL, DES
TARA D ROLAND

AND

JEFFREY J PRAGER

JEFFREY J PRAGER
PO BOX 2301
TEMPE AZ 85280

AG-CHILD SUPPORT-EAST VALLEY
OFFICE
FAMILY SUPPORT CENTER - CCC

MINUTE ENTRY

Courtroom 305-SEF

1:15 p.m. This is the time set for Enforcement Review Hearing. Petitioner is present on her own behalf. Respondent is present on his own behalf. The State is represented by Assistant Attorney General Steven Smith

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Tara D. Roberts and Jeffrey J. Prager are sworn.

Counsel for the State advises the Court of the State's position and recommendations. The Court is advised that Respondent/Father was released from custody following the hearing on December 20, 2006. Father did not make any payments toward the purge while in custody but

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was released as he had been held for six months. Father was ordered at that time to make timely payments of \$725.00 in current support and \$239.00 toward arrears each month. Father has made no payments since his release at the time of the last hearing. The State recommends that Father should be re-incarcerated with a purge set in an amount of at least \$5,000.

Tara D. Roland testifies and states that she is in agreement with the State's recommendation.

Jeffrey J. Prager testifies. Father states that neither the Assistant Attorney General present, nor the Pro Tem is familiar with this matter. Father requests that the matter be postponed until it can be heard by Commissioner Arrow and that Assistant Attorney General Diane McGuire be present for the State.

Discussion is had with the Court.

The Court requests that the Assistant Attorney General make copies of the documents presented by Father and provide copies to the parties and the Court.

1:23 p.m. Court stands at recess.

2:41 p.m. Court resumes with the parties present. Assistant Attorney General Diane McGuire is now present on behalf of the State. A record of the proceedings is made by CD/videotape in lieu of a court reporter. The parties are reminded that they are still under oath.

The State advises the Court that this matter is set for Review Hearing to monitor Father's compliance with his child support order. The State further advises the Court that Father has not made a child support payment since September 2, 2005. Father was ordered to provide documentation of his inability to work at today's hearing. Father has not complied with that order in providing sufficient documentation. The State is recommending that Father be re-incarcerated with a purge amount to be determined by the Court based upon the fact that Father owes approximately \$35,000 in arrears.

Tara D. Roland testifies further.

Jeffrey J. Prager testifies further.

Respondent/Father's Exhibit 1 is marked for identification and received in evidence.

Further discussion is had with the Court.

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The State presents closing argument to the Court.

Jeffrey J. Prager presents closing argument to the Court.

THE COURT FINDS that Father has failed to comply with the Court's previous orders to supply documentation of Father's disability or to provide documentation of his efforts to apply for 20 jobs per week as ordered.

IT IS ORDERED setting this matter for Review Hearing to monitor Father's compliance on **April 25, 2007 at 10:00 a.m.** before the Hon. David P. Arrow in this division.

IT IS FURTHER ORDERED that in the event that Respondent/Father does not fully comply with the previous orders of this Court, including proof of at least 20 job applications per week and does not have at least a regular part-time job within that time, the Court shall consider appropriate sanctions including re-incarceration.

The parties are to check in with the Assistant Attorney General prior to the time of hearing at:

**South East Court Facility
Courtroom 305-SEF
222 East Javelina
Mesa, AZ 85210-6201**

IN THE EVENT OBLIGOR/FATHER FAILS TO APPEAR FOR THE HEARING ON THE ABOVE-STATED TIME, A CHILD SUPPORT ARREST WARRANT MAY BE ISSUED AND/OR DEFAULT JUDGMENT ENTERED.

3:24 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.